IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.2657 OF 2004

Mr. Thakur L. Khushalnai . .. Petitioner.

vs.

Mrs. Saveera Thakur

Khushalani & Anr. .. Respondents.

Mr. S.K. Chaurasia for petitioner.

Mr. K.J. Ajwani, C.A. present for respondents.

CORAM : S.U. KAMDAR, J.

DATE : 12th December, 2005.

P.C.:

. By the impugned order dated 11-2-2004 the trial Court has refused to take the written statement of the petitioner on record. In the facts and circumstances of the present case, the impugned order dated 11.2.2005 is quashed and set aside. The Petitioner is permitted to file the written statement. Mr. R.I. Ajwani, Constituted Attorney appearing for the respondents states that he has no objection to the same and the matter must proceed before the trial Court. He further states that the maintenance for the daughter has not been decided by

the trial Court in view of the stay of the proceeding. In my opinion, this is a fit case in which the proceedings before the trial Court must be expedited. Written Statement to be filed by the petitioner within one week from today. The Family Court at Bandra is directed to decide all the maintenance applications which are pending before it on or before 31.1.2006. In so far as the hearing of the main petition is concerned, the stay, if any, is vacated. Petition is disposed of accordingly. No order as to costs.